## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS

## **BEAUMONT DIVISION**

LARRY CHARLES BOLAND §

VS. § CIVIL ACTION NO. 1:20cv319

UNITED STATES OF AMERICA §

## ORDER PARTIALLY ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Larry Charles Boland filed the above-styled petition for writ of habeas corpus. The court referred the matter to the Honorable Keith F. Giblin, United States Magistrate Judge. The magistrate judge has submitted a Report and Recommendation recommending the petition be dismissed. However, petitioner subsequently filed a motion (doc. no. 6) asking that his petition be voluntarily dismissed. Pursuant to Federal Rule of Civil Procedure 41(a), petitioner is entitled to voluntarily dismiss his petition prior to the service of any adverse parties.

## <u>ORDER</u>

Accordingly, petitioner's motion for voluntary dismissal is **GRANTED**. The report of the magistrate judge is **ADOPTED** to the extent it recommends dismissal of this petition. A final judgment will be entered dismissing the petition.

**SIGNED** this the 2 day of **September**, 2020.

Thad Heartfield

United States District Judge